

1. Record Nr.	UNINA9910555233903321
Autore	Series Lucy
Titolo	Deprivation of Liberty in the Shadows of the Institution // Lucy Series
Pubbl/distr/stampa	Bristol : , : Bristol University Press, , 2022
ISBN	1-5292-1200-6
Edizione	[1st ed.]
Descrizione fisica	1 online resource (xv1, 301 pages) : illustrations
Collana	Law, Society, Policy
Disciplina	342.42087
Soggetti	People with disabilities - Legal status, laws, etc
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Nota di bibliografia	Includes bibliographical references and index.
Nota di contenuto	Front Matter -- Contents -- Cover Description -- List of Abbreviations -- Acknowledgements -- A Note on Terminology -- Series Editor's Preface -- Introduction -- Distinguishing Social Care Detention -- The Law of Institutions -- The Post-carceral Landscape of Care -- Social Care Detention in Human Rights Law -- Institution/Home -- Regulatory Tremors -- The Acid Test -- Aftermath -- 'Protecting the Vulnerable' -- Out of the Shadows of the Institution? -- References -- Index
Sommario/riassunto	ePDF and ePUB available Open Access under CC-BY-NC licence. During the 20th century the locus of care shifted from large institutions into the community. However, this shift was not always accompanied by liberation from restrictive practices. In 2014 a UK Supreme Court ruling on the meaning of 'deprivation of liberty' resulted in large numbers of older and disabled people in care homes, supported living and family homes being re-categorized as 'detained'. Placing this ruling in its social, historical and global context, this book presents a socio-legal analysis of social care detention in the post-carceral era. Drawing from disability rights law and the meanings of 'home' and 'institution' it proposes solutions to the Cheshire West ruling's paradoxical implications.